

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Registration & Stamps Department - Sri Ch.V.Brahmam, former Sub Registrar, Tuni, East Godavari District (Retired) - Disciplinary action under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 - Regular Enquiry Officer report submitted - Show Cause Notice Issued - Representation received - Imposition of Punishment of 10 % cut in pension for a period of one year - Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.321

Dated:27-4-2015

Read the following:

- 1.DIG, R&S, Kakinada Procs.No.G1/492/2011, dt:23-11-2011.
- 2.WSD of Sri Ch.V.Brahmam, former SR (Retd) dt:17-12-2011.
- 3.DIG, R&S, Kakinada Procs.No.X/492/2011, dt:6-1-2012.
- 4.DIG, R&S, Kakinada Procs.No.X/492/2011, dt:7-1-2012.
- 5.DR, Rajahmundry Lr.No.CC/177/2012, dt:29-5-2012 along with enquiry report.
- 6.DIG, R&S, Kakinada Memo.No.G1/492/2011, dt:26-4-2013.
- 7.Final Defense Statement of Sri Ch.V.Brahmam, former SR (Retd) dt:15-5-2013.
- 8.C&IG, R&S, Kakinada Lr.No.G1/492/2011, dt:21-12-2013.
9. C&IG, R&S Lr.No.X2/14483/10, dt:26-2-2014.
10. Govt., Memo.No.10315/Vig.II(1)/2014-1, dt:25-6-2014.
11. C&IG, R&S Lr.No.X2/14483/10, dt:8-8-2014.
- 12.Govt., Memo.No.10315/Vig.II(1)/2014-2, dt:1-12-2014.
13. Representation of Sri Ch.V.Brahmam, former SR (Retd) dt:22-1-2015.
14. Govt., Lr.No.10315/Vig.II(1)/2014-3, dt:11-3-2015.
15. Secretary, APPSC Lr.No.253/RT/1/2015, dt:16-4-2015.

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ORDER:

In the reference 1st read above, it was brought to the notice of Government that the Deputy Inspector General, Registration & Stamps, Kakinada had framed the following charge against Sri Ch.V.Brahmam, former Sub Registrar, Tuni, East Godavari District for violation of S.O 219 (b) of Part-II of the Andhra Pradesh Registration Manual.

That Sri Ch.V.Brahmam, S/o Lakshmaiah, is native of Machavaram, Machilipatnam, Krishna District, his date of birth is 12-6-1955. He joined in Government service as Section Writer on 1-4-1982 at Registrar Office, Machilipatnam (Krishna District) and as Junior Assistant on 1-1-1993 at Avanigadda. He was promoted as Senior Assistant on 1-10-1995 at Challapalli. Then, he was promoted as Sub Registrar Grade-II on 3-6-2006 (Internal Audit Sub-Registrar, Kakinada). He worked as Grade-II Sub Registrar at Jangareddygudem, West Godavari District from 4-12-2008 and he has been working at Sub Registrar, Tuni from 28-6-2011. While working as Sub Registrar, Tuni, he failed to follow the Statutory standing orders of the department and exhibited lack of devotion to duty which required under Rule 3 of APCS (Conduct) Rules, 1964.

That Sri Ch.V.Brahmam, while functioning as Sub Registrar, Tuni have registered the following documents in which orders in Internal Audit.No.3331/2009 in OS.No.114/2009 in Hon'ble Court of 3rd Addl. District Judge, Kakinada restraining alienation of the properties of Sangivaka Village have been still in force as on the date of registration of the following said documents and thus violated the Departmental standing orders 219 (b) as amended in G.O.Ms.No.620, Rev (Regn-I) Department, dt:28-9-2002 and the instructions of the Department issued from time to time on restraining registrations;

- i) Doct.No.4089/2011 (S.No.440/1 - Ac-1.00)
- ii) Doct.No.4093/2011 (S.No.388 - Ac-1.14)
- iii) Doct.No.4096/2011 (S.No.374 - Ac-2.07)
- iv) Doct.No.4097/2011 (S.No.440/1B - Ac-1.50)
- v) Doct.No.4098/2011 (S.No.613 - Ac-11.12)
- vi) Doct.No.4101/2011 (S.No.441 - Ac-8.00)
- vii) Doct.No.4102/2011 (S.No.441 - Ac-4.32)

2) In the reference 2nd read above, the Charged Officer submitted Written Statement of Defense and denied the charge. As it was not convincing, therefore, the Disciplinary Authority i.e., Deputy Inspector General, Registration & Stamps, Kakinada had appointed District Registrar, Rajahmundry as Inquiring Authority in the reference 3rd read above.

3) In the reference 5th read above, the Regular Enquiry Officer submitted the report stating that on the basis of oral and documentary evidence adduced in the case before him and in view of the reasons given, he hold that the charge is held proved against Sri Ch.V.Brahmam, Sub Registrar in respect of document Nos.4093/2011, 4096/2011, 4097/2011, 4101/2011 and 4102/2011.

P.T.O.

- 4) The Disciplinary Authority i.e., the Deputy Inspector General, Registration & Stamps, Kakinada had issued Show Cause Notice to the Charged Officer duly enclosing Regular Enquiry Officer report, calling final defense statement in the reference 6th read above. The Charged Officer submitted his final defense statement with a request to exonerate him from the charge in the reference 7th read above.
- 5) Since, the Charged Officer Sri Ch.V.Brahmam, former SR (Retd) retired from service on 30-6-2013, therefore, the Commissioner & Inspector General, Registration & Stamps, Andhra Pradesh, Hyderabad, has furnished the findings of the Regular Enquiry Officer along with the proposals of Disciplinary Authority to the Government, in the reference 9th read above for taking further action in the matter, as the Government alone is competent to take further action under Rule 9 of APRP Rules, 1980.
- 6) Government, have examined the matter and provisionally decided to impose the penalty of 10% cut in pension for a period of one year against Sri Ch.V.Brahmam, former Sub Registrar (Retd) for the charge held proved against him. Accordingly, a Show Cause Notice has been issued with a direction to show cause as to why the proposed punishment should not be imposed against him under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 in the reference 12th read above.
- 7) In reply to the Show Cause Notice, the Charged Officer Sri Ch.V.Brahmam, former Sub Registrar (Retd) submitted representation stating the same contention which was already examined by the Regular Enquiry Officer during the enquiry and requested the Government to drop the proposed punishment of 10% cut in pension for a period of one year. Government after careful examination of the matter observed that the Charged Officer has not put forth any new grounds, therefore, have decided to confirm the provisional decision i.e. to impose a penalty of 10% cut in pension for a period of one year against Sri Ch.V.Brahmam, former Sub Registrar (Retd) and sought for concurrence of Andhra Pradesh Public Service Commission in the reference 14th read above.
- 8) The Andhra Pradesh Public Service Commission agreed with the proposal of the Government in the reference 15th read above (copy enclosed).
- 9) Accordingly, Government, hereby order to impose a punishment of 10 % cut in pension for a period of one year against Sri Ch.V.Brahmam, former Sub Registrar (Retd), Tuni, East Godavari, District.
- 10) The Director & Inspector General, Registration & Stamps, Andhra Pradesh, Hyderabad / Deputy Inspector General, Registration & Stamps, Kakinada, East Godavari District shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT (CT&EX) (FAC)

To
The Director & Inspector General of Registration & Stamps, Andhra Pradesh, Hyderabad
The Deputy Inspector General, Registration & Stamps, Kakinada, E.G.District
The Individual (w.e)
(through the Deputy Inspector General, Registration & Stamps, Kakinada with a request to
serve the order and furnish the served copy with dated acknowledgement for record)
Copy to:
The Secretary to Vigilance Commission, Andhra Pradesh Vigilance Commission, Hyderabad
The Secretary, Andhra Pradesh Public Service Commission, Hyderabad
SF/SC.

// FORWARDED::BY ORDER //

SECTION OFFICER

